



**REGULAR CITY COUNCIL MEETING
MEETING AGENDA
WEDNESDAY, MAY 10, 2017**

**Closed Session Meeting – 6:00 PM
Regular Meeting - 6:30 PM**

**City Hall – Beryl P. Robinson, Jr. Conference Room
317 Broad Street, Nevada City, CA 95959**

MISSION STATEMENT

The City of Nevada City is dedicated to preserving and enhancing its small town character and historical architecture while providing quality public services for our current and future residents, businesses and visitors.

Evans Phelps, Mayor

**Reinette Senum, Council Member
David Parker, Council Member**

**Duane Strawser, Vice Mayor
Valerie Moberg, Council Member**

The City Council welcomes you to its meetings which are scheduled at 6:30 PM on the 2nd and 4th Wednesdays of each month. Your interest is encouraged and appreciated. This meeting is recorded on DVD and is televised on local public television Channel 17. Other special accommodations may be requested to the City Clerk 72 hours in advance of the meeting. Please turn off all cell phones or similar devices. Action may be taken on any agenda item. Agenda notices are available at City Hall. Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Hall at 317 Broad Street, Nevada City, CA during normal business hours.

ANY MEMBER OF THE PUBLIC DESIRING TO ADDRESS THE COUNCIL ON ANY ITEM ON THIS AGENDA: After receiving recognition from the Mayor, give your name and address, and then your comments or questions. Please direct your remarks to the Councilmembers. In order that all interested parties have an opportunity to speak, please limit your comments to the specific item under discussion. All citizens will be afforded an opportunity to speak, consistent with their Constitutional rights. Time limits shall be at the Mayor's discretion. **IF YOU CHALLENGE** the Council's decision on any matter in court, you will be limited to raising only those issues you or someone else raised at the meeting or Public Hearing described on this agenda, or in written correspondence delivered to the City Council at, or prior to, the meeting or Public Hearing.

CLOSED SESSION MEETING – 6:00 PM

1. Pursuant to Government Code Section 54956.8, a closed session is requested with negotiators City Manager Mark Prestwich and Consulting City Attorney Hal DeGraw regarding possible sale of City-owned property.

REGULAR MEETING – 6:30 PM - Call to Order

Roll Call: Moberg, Parker, Senum, Vice Mayor Strawser, & Mayor Phelps

PLEDGE OF ALLEGIANCE

PROCLAMATION: National Public Works Week – May 21-27, 2017

PRESENTATION: Sierra Nevada Memorial Hospital (SNMH) Economic Impact Report Findings, Kimberly Parker, SNMH Foundation Executive Director and Debbie Plass, SNMH Vice President of Operations

BUSINESS FROM THE FLOOR

1. PUBLIC COMMENT

Under Government Code Section 54954.3, members of the public are entitled to address the City Council concerning any item within the Nevada City Council's subject matter jurisdiction. Comments on items NOT ON THE AGENDA are welcome at this time. Normally, public comments are limited to no more than three minutes each. **Except for certain specific exceptions, the City Council is prohibited from discussing or taking action on any item not appearing on the posted agenda.**

2. COUNCIL MEMBERS REQUESTED ITEMS AND COMMITTEE REPORTS:

3. CONSENT ITEMS:

All matters listed under the Consent Calendar are to be considered routine by the City Council and will be enacted by one motion in the form listed. There will be no separate discussion of these items unless, before the City Council votes on the motion to adopt, members of the Council, City staff or the public request specific items to be removed from the Consent Calendar for separate discussion and action.

A. Subject: Nevada City Swimming Pool Part-Time Employee Incentive Program

Recommendation: Pass Resolution 2017-XX approving the Swimming Pool Employee Incentive and authorize the Mayor to sign.

B. Subject: Accounts Payable Report – April 2017

Recommendation: Receive and file.

C. Subject: Award of Contract for 2017 Pioneer Park Storm Damage Repair in Nevada City

Recommendation: Pass a Motion awarding a contract to Hansen Bros Enterprises in the amount of \$94,167 plus \$20,000 contingencies for Nevada City 2017 Pioneer Park Storm Damage Repair and authorize the Mayor to sign.

D. Subject: Ratification of Residential Purchase Agreement for 423 Nimrod Street

Recommendation: Pass a Motion authorizing ratification of Residential Purchase Agreement for 423 Nimrod Street.

4. APPROVAL OF ACTION MINUTES:

A. City Council Meeting – April 26, 2017

5. DEPARTMENT REQUESTED ACTION ITEMS AND UPDATE REPORTS:

A. Subject: Monthly Update on City Council Six-Month Strategic Objectives

Recommendation: Receive and file.

B. Subject: Review of Nevada LAFCo Sphere of Influence Policies

Recommendation: Review and provide direction to the City Manager.

C. Subject: Request by Bear Yuba Land Trust to Hang Banner Over Broad Street in Advance of Celebration of Trails

Recommendation: Pass a Motion authorizing Bear Yuba Land Trust request to hang a banner over Broad Street in celebration of trails.

6. PUBLIC HEARINGS:

- A. Subject:** Tentative Map for “The Grove” 59-Lot Mixed Housing Subdivision at 500 Providence Mine Road Together with a Rezone to Add the PD Combining District to the R3 Zoning District, and a Use Permit to Accommodate a Planned Unit Development

Recommendation: After reviewing and considering the proposed Mitigated Negative Declaration adopt the proposed Mitigated Negative Declaration; Adopt the attached ordinance amending the official City Zoning District Map, known as the Falconi Map dated 2008 to reflect the rezoning of the 2-acre project area zoned as “R3” to “R3-PD” High Density, Multi-family Residential with the Planned Development combining district, determining pursuant to Nevada City Municipal Code Section 17.68.240; Approve the Tentative Final Map subject to mitigation measures and conditions or as modified at the public hearing, pursuant to Title 16.04 of the Nevada City Municipal Code and California Government Code Sec. 66474; Approve the Use Permit allowing a Planned Unit Development to accommodate exceptions to lot size and property line setbacks subject to conditions of approval, or as may be modified at the public hearing, pursuant to Sections 16.04.700 of the Nevada City Municipal Code.

7. OLD BUSINESS:

- A. Subject:** Final Map Check for Recordation of the Tentatively Approved Pello Lane Final Map for Subdivision Into 11 Lots with 15 Residential Dwelling Units, Including Four Small, Affordable Units

Recommendation: After reviewing and considering the approved Mitigation Measures and Conditions of Approval, Pass a Motion authorizing the Mayor to sign the map to be recorded at the Nevada County Recorder’s Office.

- B. Subject:** Route Recommendation for Sugarloaf Trail

Recommendation: Pass a Motion: 1) Finding a general trail route for Sugarloaf Mountain is categorically exempt pursuant to §15306 of the California Environmental Quality Act (CEQA) guidelines because trail route selection is the preliminary phase prior to a formal trail proposal; 2) finding the proposed trail route is generally compatible with the goals of the Sugarloaf Master Plan and representative of received public feedback; 3) confirming the Sugarloaf trail route recommended by the Planning Commission; and 4) directing staff to complete formal trail alignment, and develop a project construction and funding strategy.

- C. Subject:** An Ordinance of the City of Nevada City Amending Section 9.16.010 of Chapter 9.16.010 Alcoholic Beverages of the Nevada City Municipal Code Regulating Consumption of Alcoholic Beverages in the Historical District (Second Reading)

Recommendation: Introduce for second reading an Ordinance for the regulation of Consumption of Alcoholic Beverages in the Historical District, waive reading of the Ordinance; read title only, and adopt the Ordinance.

8. NEW BUSINESS:

A. Subject: Appeal of the Planning Commission decision to deny an Application for Partial Demolition and Architectural Review of an Addition and Remodel at the Existing Residence at 325 American Hill Road

Recommendation: With consideration of public testimony and a presentation by the appellant, Barbara Roemer, Council shall make a decision whether to uphold, overturn, or modify the Planning Commission decision to deny the Partial Demolition/Architectural Review Application.

B. Subject: An Ordinance of the City of Nevada City Adding Chapter 8.34 to the Nevada City Municipal Code Banning Fireworks (First Reading)

Recommendation: Waive reading of Ordinance, read title only, and hold first reading of the proposed ordinance.

9. CORRESPONDENCE:

10. ANNOUNCEMENTS:

11. CITY MANAGER'S REPORT:

12. ADJOURNMENT

Certification of Posting of Agenda

I, Mark Prestwich, City Manager for the City of Nevada City, declare that the foregoing agenda for the May 10, 2017 Regular Meeting of the Nevada City City Council was posted May 5, 2017 at the office of the City of Nevada City (City Hall). The agenda is also posted on the City's website www.nevadacityca.gov.

Signed May 05, 2017 at Nevada City, California

_____, Mark Prestwich, City Manager

CITY OF NEVADA CITY City Council Long Range Calendar

May 17, 2017	Special Council Meeting – Budget Workshop (9:00AM)
May 24, 2017	Regular Council Meeting
May 29, 2017	City Hall Closed – Memorial Day Holiday
June 14, 2017	Regular Council Meeting
June 28, 2017	Regular Council Meeting

NOTE: This list is for planning purposes; items may shift depending on timing and capacity of a meeting.

NOTICE: *As presiding officer, the Mayor has the authority to preserve order at all City Council meetings, to remove or cause the removal of any person from any such meeting for disorderly conduct, or for making personal, impertinent, or slanderous remarks, using profanity, or becoming boisterous, threatening or personally abusive while addressing said Council and to enforce the rules of the Council.*